

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-01185-TJK**

EDDINGTON v. U.S. CUSTOMS AND BORDER  
PROTECTION et al  
Assigned to: Judge Timothy J. Kelly  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/21/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**PATRICK EDDINGTON**

represented by **Merrick Jason Wayne**  
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V.

**Defendant**

**U.S. IMMIGRATION & CUSTOMS  
ENFORCEMENT**  
*TERMINATED: 05/21/2018*

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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**U.S. DEPARTMENT OF  
HOMELAND SECURITY**

represented by **John Moustakas**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

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*TERMINATED: 08/07/2019*  
**LEAD ATTORNEY**

**Defendant****U.S. CUSTOMS AND BORDER  
PROTECTION**represented by **John Moustakas**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED****Melanie Dyani Hendry**  
(See above for address)  
**TERMINATED: 08/07/2019**  
**LEAD ATTORNEY**

Date Filed	#	Docket Text
05/21/2018	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. CUSTOMS AND BORDER PROTECTION ( Filing fee \$ 400 receipt number 0090-5491747) filed by PATRICK EDDINGTON. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Exhibit, # <u>4</u> Summons, # <u>5</u> Summons, # <u>6</u> Civil Cover Sheet)(Burday, Joshua) (Attachment 6 replaced on 5/22/2018) (zmd). (Entered: 05/21/2018)
05/21/2018	<u>2</u>	NOTICE OF CORRECTED COMPLAINT against U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. CUSTOMS AND BORDER PROTECTION filed by PATRICK EDDINGTON. (Attachments: # <u>1</u> Exhibit)(Burday, Joshua) (Entered: 05/21/2018)
05/21/2018	<u>3</u>	NOTICE OF CORRECTED COMPLAINT against U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. CUSTOMS AND BORDER PROTECTION filed by PATRICK EDDINGTON. (Attachments: # <u>1</u> Summons, # <u>2</u> Exhibit, # <u>3</u> Civil Cover Sheet)(Burday, Joshua) (Attachment 3 replaced on 5/22/2018) (zmd). (Entered: 05/21/2018)
05/21/2018		Case Assigned to Judge Timothy J. Kelly. (zmd) (Entered: 05/22/2018)
05/24/2018	<u>4</u>	SUMMONS (4) Issued Electronically as to U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent) (zmd) (Entered: 05/24/2018)
06/13/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 6/6/2018. (Burday, Joshua) (Entered: 06/13/2018)
06/13/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 6/6/2018. Answer due for ALL FEDERAL DEFENDANTS by 7/6/2018. (Burday, Joshua) (Entered: 06/13/2018)
06/13/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. CUSTOMS AND BORDER PROTECTION served on 6/6/2018 (Burday, Joshua) (Entered: 06/13/2018)
06/13/2018	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HOMELAND SECURITY served on 6/5/2018 (Burday, Joshua) (Entered: 06/13/2018)
07/02/2018	<u>9</u>	ANSWER to <u>3</u> Amended Complaint, by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY.(Hendry, Melanie) (Entered: 07/02/2018)
07/03/2018		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall meet, confer, and file a joint proposed schedule for briefing or disclosure by July 20, 2018. Signed by Judge Timothy J. Kelly on 7/3/2018. (lctjk1) (Entered: 07/03/2018)
07/20/2018	<u>10</u>	Joint STATUS REPORT by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 07/20/2018)

07/20/2018		MINUTE ORDER: In light of the parties' <u>10</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by September 20, 2018. Signed by Judge Timothy J. Kelly on 7/20/2018. (lctjk1) (Entered: 07/20/2018)
07/23/2018		Set/Reset Deadlines: Joint Status Report due by 9/20/2018. (kh) (Entered: 07/23/2018)
09/20/2018	<u>11</u>	Joint STATUS REPORT by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 09/20/2018)
10/11/2018		MINUTE ORDER: In light of the parties' <u>11</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by December 7, 2018. Signed by Judge Timothy J. Kelly on 10/11/2018. (lctjk1) (Entered: 10/11/2018)
12/07/2018	<u>12</u>	Joint STATUS REPORT by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 12/07/2018)
12/10/2018		MINUTE ORDER: In light of the parties' <u>12</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by February 7, 2019. Signed by Judge Timothy J. Kelly on 12/10/2018. (lctjk1) (Entered: 12/10/2018)
02/07/2019	<u>13</u>	Joint STATUS REPORT by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 02/07/2019)
02/07/2019		MINUTE ORDER: In light of the parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by March 7, 2019. Signed by Judge Timothy J. Kelly on 2/7/2019. (lctjk1) (Entered: 02/07/2019)
03/07/2019	<u>14</u>	Joint STATUS REPORT by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Graham-Oliver, Heather) (Entered: 03/07/2019)
03/18/2019		MINUTE ORDER: In light of the parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by April 8, 2019. Signed by Judge Timothy J. Kelly on 3/18/2019. (lctjk1) (Entered: 03/18/2019)
04/08/2019	<u>15</u>	Joint STATUS REPORT by PATRICK EDDINGTON. (Burday, Joshua) (Entered: 04/08/2019)
04/08/2019		MINUTE ORDER: In light of the parties' <u>15</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by May 8, 2019. Signed by Judge Timothy J. Kelly on 4/8/2019. (lctjk1) (Entered: 04/08/2019)
05/08/2019	<u>16</u>	Joint STATUS REPORT by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 05/08/2019)
05/08/2019		MINUTE ORDER: In light of the parties' <u>16</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by June 18, 2019. Signed by Judge Timothy J. Kelly on 5/8/2019. (lctjk1) (Entered: 05/08/2019)
06/18/2019	<u>17</u>	Joint STATUS REPORT by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 06/18/2019)
06/19/2019		MINUTE ORDER: In light of the parties' <u>17</u> Joint Status Report, it is hereby ORDERED that Defendant shall file its Motion for Summary Judgment by August 2, 2019, Plaintiff shall file his Opposition to Defendant's Motion for Summary Judgment and Cross-Motion for Summary Judgment by September 6, 2019, Defendant shall file its Opposition to Plaintiff's Cross-Motion and Reply in Support of its Motion by October 4, 2019, and Plaintiff shall file his Reply in Support of his Cross-Motion by October 18, 2019. Signed by Judge Timothy J. Kelly on 6/19/2019. (lctjk1) (Entered: 06/19/2019)
07/30/2019	<u>18</u>	Consent MOTION for Extension of Time to File <i>Summary Judgment Motion</i> by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY (Hendry, Melanie) (Entered: 07/30/2019)

08/01/2019		MINUTE ORDER granting Defendants' <u>18</u> Motion for Extension of Time. It is hereby ORDERED that Defendants shall file their Motion for Summary Judgment by September 4, 2019, Plaintiff shall file his Opposition to Defendants' Motion for Summary Judgment and Cross-Motion for Summary Judgment by October 4, 2019, Defendants shall file their Opposition to Plaintiff's Cross-Motion and Reply in Support of their Motion by November 4, 2019, and Plaintiff shall file his Reply in Support of his Cross-Motion by November 18, 2019. Signed by Judge Timothy J. Kelly on 8/1/2019. (lctjk1) (Entered: 08/01/2019)
08/06/2019	<u>19</u>	NOTICE of Appearance by Merrick Jason Wayne on behalf of PATRICK EDDINGTON (Wayne, Merrick) (Entered: 08/06/2019)
08/07/2019	<u>20</u>	NOTICE OF SUBSTITUTION OF COUNSEL by John Moustakas on behalf of U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION & CUSTOMS ENFORCEMENT Substituting for attorney Melanie Hendry (Moustakas, John) (Entered: 08/07/2019)
09/03/2019	<u>21</u>	Consent MOTION for Extension of Time to <i>File Motion for Summary Judgment</i> by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION & CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Moustakas, John) (Entered: 09/03/2019)
09/03/2019		MINUTE ORDER granting Defendants' <u>21</u> Second Consent Motion for Extension of Time. It is hereby ORDERED that Defendants shall file their Motion for Summary Judgment by November 4, 2019, Plaintiff shall file his Opposition to Defendants' Motion for Summary Judgment and Cross-Motion for Summary Judgment by December 4, 2019, Defendants shall file their Opposition to Plaintiff's Cross-Motion and Reply in Support of their Motion by January 6, 2020, and Plaintiff shall file his Reply in Support of his Cross-Motion by January 20, 2020. The Court does not anticipate granting any further extensions in this matter absent a showing of extraordinary circumstances. Signed by Judge Timothy J. Kelly on 9/3/2019. (lctjk1) (Entered: 09/03/2019)
11/04/2019	<u>22</u>	MOTION for Extension of Time to <i>File Motion for Summary Judgment</i> by U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION & CUSTOMS ENFORCEMENT (Moustakas, John) (Entered: 11/04/2019)